

Attorney Docket No. 1417Y P 407

PATENT

Baxter Ref: FLM-5687

(113469.1)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION AND POWER OF ATTORNEY

As named inventors, **Michael T.K. Ling, William S. Hurst, Lee Woo, Al J. Bindokas, Patrick T. Ryan, Scott D. Edwards, Henk P. Blom, and Atul R. Khare** we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "**PORT TUBE AND CLOSURE COMPOSITION, STRUCTURE AND ASSEMBLY FOR A FLOWABLE MATERIAL CONTAINER**", filed on January 8, 2001, Serial No. 09/756,490.

We hereby state that we have reviewed and understand the contents of the above-identified Specification, including the Claims, as amended by any Amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the Application on which priority is claimed:

Prior Foreign Application(s) NONE

Priority
Claimed

Number

Country

Day/Month/Year
Filed

Yes No

We hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below: NONE

Application Number

Filing Date

We hereby claim the benefit under 35 U.S.C. § 120 of any United States Application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the Claims of this Application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior Application and the national or PCT international filing date of this Application:

Application Number

Filing Date

Status

We hereby appoint the following attorney(s) and/or agent(s) to prosecute this Application and transact all business in the Patent and Trademark Office connected therewith.

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Paula J. Kelly	37,624	Micheal D. Lake	33,727	Matthew J. Gryzlo	43,648
Jeffrey C. Nichols	36,879	Joseph A. Fuchs	34,604	Peter M. Klobuchar	43,772
Bradford R. L. Price	29,101	Robert W. Diehl	35,118	Brent A. Hawkins	44,146
		Bradley F. Rademaker	35,331	William J. Lenz	44,208
		Richard C. Himelhoch	35,544	Christopher S. Clancy	44,618
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We hereby declare all statements made herein of our own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

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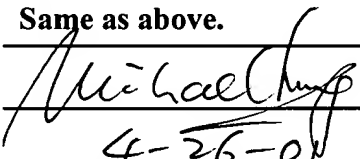
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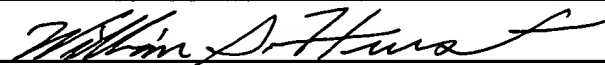
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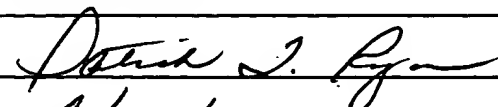
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